

FILED 10 NOV 22 15:12 USDC-ORP

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

JAMES ARTHUR ROSS,

Petitioner on Review,

vs.

JEAN HILL, Superintendent,
Snake River Correctional Institution,

Respondent on Review.

Case No. **CV '10 - 1440** **HO**

APPLICATION TO PROCEED
IN FORMA PAUPERIS

I, James Arthur Ross, declare that I am the plaintiff in the above- entitled proceeding; that, in support of my request to proceed without prepayment of fees under 28 U.S.C. § 1915. I declare that I am unable to pay the fees for these proceedings or give security therefore and that I am entitled to the relief sought in the complaint.

In support of this application, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated: Yes ☒ No ☐

If "yes" state the place of your incarceration: Eastern Oregon Correctional Inst.

If "Yes" have the institution fill out the Certificate portion of this application and attach a certified copy of your prison trust account showing transactions for the past six months, make sure to have the Librarian sign your six month trust account request, or it will be returned to you unprocessed.

2. Are you currently employed? Yes ☐ No ☒

a. If the answer is "Yes" state the amount of your pay. _____

b. If the answer is "No" state the date of your last employment, the amount of your take home salary or wages and pay period, and the name and address of your last employer.

3. In the past twelve months have you received any money from any of the following sources?

a. Business, profession or other self-employment Yes ☐ No ☒

- 1 b. Rent payments, interest, or dividends Yes ☐ No ☒
- 2 c. Pensions, annuities, or life insurance payment Yes ☐ No ☒
- 3 d. Disability or workers compensation payments Yes ☐ No ☒
- 4 e. Gifts or inheritances Yes ☐ No ☒
- 5 f. Any other sources Yes ☐ No ☒

6 If the answer to any of the above is "Yes" describe by that item each source of
 7 money and state the amount received and what you expect you will ;continue to
 8 receive. Please attach an additional sheet if necessary.

- 9 4. Do you have cash or checking or savings accounts, Yes ☒ No ☐
 10 (including prison trust accounts)?

11 If "Yes" state the total amount: .48 k

- 12 5. Do you own any real estate, stocks, bonds, securities, other financial instruments,
 13 automobiles or other valuable property? Yes ☐ No ☒

14 If "Yes" list the asset(s) and state the value of each asset listed _____
 15 _____
 16 _____
 17 _____

- 18 6. Do you have any other assets? Yes ☐ No ☒

19 If "Yes" list the asset(s) and state the value of each asset listed _____
 20 _____
 21 _____
 22 _____

- 23 7 List all persons who are dependent on you for support, state your relationship to
 24 each person and indicate how much you contribute to their support _____

N/A

1 I hereby authorize the agency having custody of me to collect from my trust
2 account and forward to the Clerk of the United States District Court payments
3 toward the full filing fee of \$350.00 for a prisoner Civil Rights Complaint or \$5.00
4 for a Petition for Writ of Habeas Corpus in accordance with the Prison Litigation
5 Reform Act, P.L. 104-134 (110 Stat. 1321), Section 804(a) (to be codified at 28
6 U.S.C. § 1915(b))

7
8 I declare under penalty of perjury that the above information is true and correct.
9
10

11 11-18-10
12 DATE

13 
14 SIGNATURE OF APPLICANT
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**REQUEST FOR 6 MONTH PRINTOUT
OF
INMATE TRUST ACCOUNT**

HAND WRITE ONLY DO NOT TYPE

NOV 10 2010
LUCI LIBRARY

Inmate's Name James Ross
SID# 12599830
Housing F3-12A

I, James Arthur Ross, request a printout of my inmate trust account for the past 6 months (provided that I've been in ODOC custody for that period of time) this request is made in accordance with the express order of:

- ☐ The _____ County Circuit Court
- ☐ The Oregon State Court of Appeals.
- ☐ The Oregon State Supreme Court.
- ☐ The United States District Court.
- ☒ The United States Court of Appeals for the Ninth Circuit.
- ☐ The United States Supreme Court.
- ☐ Other _____

Type of Document to be filed with the Court

- ☐ State Habeas Corpus
- ☒ Federal Habeas Corpus
- ☐ Post-Conviction Relief
- ☐ Civil Rights Complaint (1983)
- ☐ Application for In Forma Pauperis
- ☐ Mandamus Circuit Court
- ☐ Mandamus Supreme Court
- ☐ Other: _____
- ☐ Case Number: (if known) _____

This request becomes necessary because I am making a legal filing in the specified court stated above, and the court requires this information prior to granting *In Forma Pauperis* status. This form needs to be sent to the facility Library Coordinator. Once the Library Coordinator approves this request, it will be forwarded to Inmate Trust Accounts. Forms received by Inmate Trust Accounts that have not been approved by the facility Library Coordinator will be returned to the inmate unprocessed.

Haswell 10-29-10
Approved Library Coordinator / Designee

J. A. R.
(Inmate Signature)
10-28-10
Date

Case Number: _____

**CERTIFICATE OF FUNDS
IN
INMATE'S ACCOUNT**

I certify that attached hereto is a true and correct copy of the inmate's trust account statement showing transactions of James Ross for the last six months at **Eastern Oregon Correctional Institution** where he is confined.

I certify that the inmate has the sum of \$ 17.81 on account to his credit. I further certify that the average deposits each month to this inmate's account for the most recent 6-month period were \$ 194.22 and the average balance in the inmate's account each month for the most recent 6-month period was \$ 90.08.

Date: 11/9/10

D. Patrick
Authorized officer of the institution

SID# 0012599830 Name: ROSS, JAMES ARTHUR BKG# 733830
LOCATION: EOCI-F3-F312A

Account Balance Today (09-NOV-10) Current : 17.81
Hold : 0.00
Total : 17.81

Account Balance as of 09-NOV-10 17.81

SUB ACCOUNT	05/09/2010 START BALANCE	11/09/2010 END BALANCE
INMATE SPENDING ACCOUNT	23.93	17.81
RESERVED DENTAL	0.00	0.00

DEBTS AND OBLIGATIONS

WRITE TYPE	PAYABLE	INFO NUMBER	AMOUNT OWING	AMOUNT PAID
COPA	COPY ADVANCE	12232004	0.00	48.20
FDISA	DISCIPLINARY FINES ADVANCE	08192005	0.00	115.00
OCICA	OCIC POSTAGE ADVANCE	09132004	0.00	14.30
USA	US COURT FILING FEE ADVANCE	02252010	205.62	144.38
EOCIA	EOCI POSTAGE ADVANCE	08122009	0.00	8.24
SRCIA	SRCI POSTAGE ADVANCE	05252005	0.00	23.96

TRANSACTION DESCRIPTIONS --

INMATE SPENDING SUB-ACCOUNT
ACCOUNT

DATE	TRANSACTION DESCRIPTION	RECEIPT#	TRANSACTION AMT	BALANCE
05/12/2010	CRS SAL ORD #3585502EOCI		(11.64)	12.29
05/12/2010	LYDIA PIPPER	ODOC1184127	50.00	62.29
05/12/2010	Deduction-CLR-09032004 D		(25.00)	37.29
05/12/2010	Deduction-CLR-09032004 D		25.00	62.29
05/14/2010	Activities / EOCI/BIRDS OF PREY		(5.00)	57.29
05/14/2010	EOCI Copy Sales		(0.40)	56.89
05/18/2010	CRS SAL ORD #3596360EOCI		(41.30)	15.59
05/21/2010	EOCI Postage Sales		(0.17)	15.42
05/21/2010	EOCI Postage Sales		(0.17)	15.25
05/21/2010	Deduction-USA-02252010 D		(5.25)	10.00

PATRICKD

OREGON DEPARTMENT OF CORRECTIONS

OTRTASTB

T R U S T A C C O U N T S T A T E M E N T

4.12.0.0.1TR

SID# 0012599830 Name: ROSS, JAMES ARTHUR

BKG# 733830

LOCATION: EOCI-F3-F312A

DATE	TRANSACTION DESCRIPTION	RECEIPT#	TRANSACTION AMT	BALANCE
05/25/2010	Activities / EOCI/hawaiian burger		(6.00)	4.00
06/01/2010	Interest Distribution		0.03	4.03
06/07/2010	TAMMY MENDENHALL	ODOC1191643	170.00	174.03
06/07/2010	Deduction-CLR-09032004 D		(30.00)	144.03
06/07/2010	Deduction-CLR-09032004 D		30.00	174.03
06/09/2010	Copy Sales EOCI		(0.10)	173.93
06/15/2010	CRS SAL ORD #3628835EOCI		(18.60)	155.33
06/15/2010	CSR SAL ORD #3628835		18.60	173.93
06/15/2010	CRS SAL ORD #3628842EOCI		(22.62)	151.31
06/21/2010	LYDIA PIPPEN		(100.00)	51.31
06/24/2010	POPULAR SCIENCE ACCT# 089133700350946140		(21.95)	29.36
06/24/2010	AMERICAN CURVES MAGAZINE		(24.97)	4.39
06/25/2010	LYDIA MAIPPEN	ODOC1199179	75.00	79.39
06/29/2010	CRS SAL ORD #3648365EOCI		(15.75)	63.64
07/13/2010	CRS SAL ORD #3666907EOCI		(4.03)	59.61
07/14/2010	EOCI Copy Sales		(4.20)	55.41
07/15/2010	LYDIA PIPPEN	ODOC1206174	75.00	130.41
07/15/2010	Deduction-CLR-09032004 D		(30.00)	100.41
07/15/2010	Deduction-CLR-09032004 D		30.00	130.41
07/20/2010	AMERICAN MAGAZINE SERVICE		(14.90)	115.51
07/20/2010	Interest Distribution		0.02	115.53
07/21/2010	EOCI Copy Sales		(0.70)	114.83
07/23/2010	LYDIA PIPPEN	ODOC1208658	400.00	514.83
07/26/2010	Deduction-USA-02252010 D		(49.00)	465.83
07/27/2010	CRS SAL ORD #3688723EOCI		(60.93)	404.90
08/02/2010	SUBSCRIPTION SERVICES		(98.80)	306.10
08/02/2010	SAVAGE		(19.95)	286.15
08/02/2010	PARTNERSHIP FOR SAFETY AND JUSTICE		(7.00)	279.15
08/02/2010	PLAYBOY		(24.00)	255.15
08/02/2010	FAMM		(10.00)	245.15
08/02/2010	LYDIA PIPPEN		(50.00)	195.15
08/02/2010	Interest Distribution		0.12	195.27
08/03/2010	CRS SAL ORD #3698007EOCI		(38.91)	156.36
08/11/2010	CRS SAL ORD #3709362EOCI		(28.30)	128.06

SID# 0012599830 Name: ROSS, JAMES ARTHUR BKG# 733830
LOCATION: EOCI-F3-F312A

DATE	TRANSACTION DESCRIPTION	RECEIPT#	TRANSACTION AMT	BALANCE
08/12/2010	DEPT. OF CORRECTIONS 16000006 TV COVER		(4.00)	124.06
08/17/2010	EOCI Copy Sales		(0.30)	123.76
08/17/2010	Activities / EOCI/car show		(10.00)	113.76
08/18/2010	CRS SAL ORD #3720975EOCI		(16.22)	97.54
08/18/2010	CRS SAL ORD #3721103EOCI		(36.99)	60.55
08/18/2010	CSR SAL ORD #3720975		2.08	62.63
08/18/2010	CRS SAL ORD #3721284EOCI		(2.08)	60.55
08/23/2010	PRISON LIVING MAGAZINE		(16.00)	44.55
08/24/2010	EOCI Postage Sales		(5.89)	38.66
08/24/2010	EOCI Copy Sales		(2.10)	36.56
08/24/2010	CRS SAL ORD #3729502EOCI		(36.43)	0.13
08/25/2010	LYDIA LIPPEN	ODOC1220236	100.00	100.13
08/25/2010	Deduction-CLR-09032004 D		(30.00)	70.13
08/25/2010	Deduction-CLR-09032004 D		30.00	100.13
08/25/2010	Deduction-USA-02252010 D		(90.13)	10.00
08/31/2010	EOCI Postage Sales		(5.99)	4.01
08/31/2010	LYDIA MAIPPEN	ODOC1221582	125.00	129.01
08/31/2010	EOCI Postage Sales		(5.40)	123.61
08/31/2010	EOCI Copy Sales		(56.10)	67.51
09/01/2010	CRS SAL ORD #3737911EOCI		(49.63)	17.88
09/08/2010	CRS SAL ORD #3743975EOCI		(17.10)	0.78
09/08/2010	Interest Distribution		0.12	0.90
09/13/2010	REV GJ#9563647 PRISON LIVING MAGAZINE		16.00	16.90
09/14/2010	EOCI Postage Sales		(1.98)	14.92
09/14/2010	EOCI Postage Sales		(1.98)	12.94
09/14/2010	EOCI Copy Sales		(2.50)	10.44
09/21/2010	CRS SAL ORD #3765673EOCI		(7.60)	2.84
09/29/2010	CRS SAL ORD #3775942EOCI		(2.46)	0.38
10/04/2010	LYDIA PIPPEN	ODOC1233807	140.00	140.38
10/04/2010	Deduction-CLR-09032004 D		(30.00)	110.38
10/04/2010	Deduction-CLR-09032004 D		30.00	140.38
10/05/2010	CRS SAL ORD #3783298EOCI		(55.65)	84.73
10/07/2010	EOCI Postage Sales		(0.17)	84.56
10/07/2010	Activities / EOCI/ENHANCED MEAL		(7.00)	77.56

PATRICKD

OREGON DEPARTMENT OF CORRECTIONS

OTRTASTB

T R U S T A C C O U N T S T A T E M E N T

4.12.0.0.1TR

SID# 0012599830 Name: ROSS, JAMES ARTHUR

BKG# 733830

LOCATION: EOCI-F3-F312A

DATE	TRANSACTION DESCRIPTION	RECEIPT#	TRANSACTION AMT	BALANCE
10/11/2010	EOCI Postage Sales		(1.30)	76.26
10/11/2010	EOCI Postage Sales		(1.30)	74.96
10/11/2010	EOCI Copy Sales		(0.40)	74.56
10/13/2010	CRS SAL ORD #3793749EOCI		(50.00)	24.56
10/20/2010	CRS SAL ORD #3804989EOCI		(17.66)	6.90
10/26/2010	CRS SAL ORD #3814076EOCI		(4.37)	2.53
10/28/2010	EOCI Copy Sales		(1.30)	1.23
10/28/2010	Copy Advance		8.10	9.33
10/28/2010	EOCI Copy Debt		(8.10)	1.23
10/29/2010	Deduction-COPA-12232004 D		(1.23)	0.00
11/02/2010	EOCI Postage Advance		2.15	2.15
11/02/2010	EOCI Postage Debt		(2.15)	0.00
11/02/2010	EOCI Postage Advance		3.17	3.17
11/02/2010	EOCI Postage Debt		(3.17)	0.00
11/03/2010	LYDIA PIPPE	ODOC1245650	30.00	30.00
11/03/2010	Deduction-CLR-09032004 D		(15.00)	15.00
11/03/2010	Deduction-CLR-09032004 D		15.00	30.00
11/03/2010	Deduction-EOCIA-08122009 D		(5.32)	24.68
11/03/2010	Deduction-COPA-12232004 D		(6.87)	17.81

TRANSACTION DESCRIPTIONS --

RESERVED DENTAL SUB-ACCOUNT

DATE	TRANSACTION DESCRIPTION	RECEIPT#	TRANSACTION AMT	BALANCE
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